

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

CHARLES CURTIS et al.,)
)
)
Plaintiffs,)
)
)
v.) **Civil Action No: 3:06cv448**
)
)
ALCOA INC., Individually and as)
Fiduciary of the Employees' Group)
Benefits Plan of Alcoa Inc., Plan II,)
)
Defendant.)

DEFENDANT ALCOA INC.'S MOTION TO FILE UNDER SEAL

Defendant Alcoa Inc., by its counsel, respectfully moves this Court pursuant to Local Rule 26.2 for an order granting leave to file under seal its Memorandum of Law in Support of its Motion for Summary Judgment, Statement of Undisputed Material Facts, Declaration of Benjamin Gruenstein and accompanying exhibits to the Declaration of Benjamin Gruenstein. In support of this motion, Defendant respectfully represents as follows:

1. Defendant's Memorandum of Law in Support of its Motion for Summary Judgment, Statement of Undisputed Material Facts, Declaration of Benjamin Gruenstein and accompanying exhibits to the Declaration of Benjamin Gruenstein contains confidential, private and/or sensitive information pertaining to the Defendant.

2. That information falls under the scope of this Court's July 6, 2007, Protective Order for Production and Usage of Documents, Information, and Testimony.

Accordingly Defendant respectfully requests that this Court grant its motion to file the above-referenced documents under seal.

May 20, 2008

Respectfully Submitted,

ALCOA INC.

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Defendant.)

**[PROPOSED] ORDER GRANTING
DEFENDANT ALCOA INC.'S MOTION TO FILE UNDER SEAL**

This matter having come before the Court on the Motion of Defendant Alcoa Inc. to File Under Seal its Memorandum of Law in Support of its Motion for Summary Judgment, Statement of Undisputed Material Facts, Declaration of Benjamin Gruenstein and accompanying exhibits to the Declaration of Benjamin Gruenstein, and the Court, having reviewed the papers filed in support of this motion, and for good cause shown;

IT IS, on this __ day of May, 2008,

ORDERED that Defendant Alcoa be granted leave to file the above-referenced documents under seal.

Thomas W. Phillips
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that on May 20, 2008, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt.

Parties may access this filing through the Court's electronic filing system.

s/Evan R. Chesler
Counsel